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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/735,938	12/15/2003	Joseph John Fatula JR.	SJ0920030067US1	3722
45216	7590	12/18/2008		
Kunzler & McKenzie 8 EAST BROADWAY SUITE 600 SALT LAKE CITY, UT 84111			EXAMINER TAYLOR, NICHOLAS R	
			ART UNIT 2441	PAPER NUMBER
			MAIL DATE 12/18/2008	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10735938	12/15/03	FATULA, JOSEPH JOHN	SJ0920030067US1

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8 EAST BROADWAY  
SUITE 600  
SALT LAKE CITY, UT 84111

**EXAMINER**

Nicholas Taylor

ART UNIT	PAPER
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2441	20081216
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DATE MAILED:

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

**DETAILED ACTION**

1. The reply brief filed November 24th, 2008, has been entered and considered. The application has been forwarded to the Board of Patent Appeals and Interferences for decision on the appeal.

**Conclusion**

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Nicholas Taylor whose telephone number is (571) 272-3889. The examiner can normally be reached on Monday-Friday, 8:00am to 5:30pm, with alternating Fridays off.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Rupal Dharia can be reached on (571) 272-3880. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/NT/  
Nicholas Taylor  
Examiner  
Art Unit 2441

/Larry D Donaghue/  
Primary Examiner, Art Unit 2454